



Patent No.: 43888-098

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
Motokazu WATANABE, et al. : Confirmation Number: 2364
Serial No.: 09/807,692 : Group Art Unit: 1753
Filed: April 17, 2001 : Allowed: March 09, 2003
For: GLUCOSE SENSOR : Examiner: Alexander S. Noguerola

REQUEST FOR ACKNOWLEDGEMENT OF THE CITED ART

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Notice of Allowance dated March 09, 2003.

In reviewing the file, it is noted that we have not received acknowledgement of the Information Disclosure Statement and cited art filed December 29, 2003. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement.

Applicant hereby respectfully requests that:

the appropriately acknowledged PTO-1449 be furnished to Applicant; and
the record be clarified to confirm that the cited art has been considered and made of record.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Michael E. Fogarty
Registration No. 36,139

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Facsimile: (202) 756-8087
Date: April 16, 2004

Applicant:	<u>Motokazu WATANABE, et al.</u>			Docket No.:	43888-098					
Title:	GLUCOSE SENSOR			Serial/Reg./Patent No.:	09/807,692					
Date Sent:	<u>12/29/2003</u>	<input checked="" type="checkbox"/> Hand Carried	<input type="checkbox"/> Fax	<input type="checkbox"/> Electronic	<input type="checkbox"/> Cert. of Mailing	<input type="checkbox"/> Express Mail No. _____				
<input type="checkbox"/> Transmittal Letter										
New Patent App.	<input type="checkbox"/> Utility	<input type="checkbox"/> Design	<input type="checkbox"/> Cont.	<input type="checkbox"/> CIP	<input type="checkbox"/> Div.	<input type="checkbox"/> PCT	<input type="checkbox"/> RCE			
<input type="checkbox"/> Other:						<input type="checkbox"/> Letter submitting _____ pages of drawings	<input type="checkbox"/> Prov.			
pages of Specification						<input type="checkbox"/> Req. for Approval of Drawing Amendments				
pages of Claims						<input type="checkbox"/> Req. for Oral Hearing				
pages of Abstract						<input type="checkbox"/> Not. of Appeal	<input type="checkbox"/> Appeal Brief			
pages of Formal/Informal Drawings						<input type="checkbox"/> Rule 312 Amendment/letter	<input type="checkbox"/> Reply Brief			
<input type="checkbox"/> Large Entity						<input type="checkbox"/> Req. for Acknowledgement of Cited Art				
Declaration/Power of Attorney						<input type="checkbox"/> Issue Fee				
<input type="checkbox"/> Recordation of Assignment/Security Agreement						<input type="checkbox"/> Publication Fee				
<input type="checkbox"/> Information Disclosure Statement						<input type="checkbox"/> Req. for Certificate of Correction				
<input checked="" type="checkbox"/> Form PTO 1449						<input type="checkbox"/> Maintenance Fee for _____ years after grant				
<input type="checkbox"/> X copies of cited references						<input type="checkbox"/> Fee Address Indication Form				
<input type="checkbox"/> Preliminary Amendment						<input type="checkbox"/> Terminal Disclaimer				
<input type="checkbox"/> Response to Missing Parts Notice						<input type="checkbox"/> Petition to Commissioner				
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THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

Docket No.: 43888-098



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Serial No.: 09/807,692 : Group Art Unit: 1753
Filed: April 17, 2001 : Examiner: Alexander S. Noguerola
For: GLUCOSE SENSOR

INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.

REQUEST TO CONSIDER REFERENCES AFTER CLOSE OF PROSECUTION AND
BEFORE PAYMENT OF ISSUE FEE

The undersigned hereby requests consideration and entry of this Information Disclosure Statement and accompanying references under 37 CFR 1.97(d).

Please charge the processing fee under 1.17(p) of \$180.00 to Deposit Account 500417.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.

CERTIFICATION PARAGRAPH

The undersigned certifies that, to the best of his knowledge, each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

Each English language reference was cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



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Date: December 29, 2003

INFORMATION DISCLOSURE CITATION IN AN APPLICATION  (PTO-1449)				ATTY. DOCKET NO. 43888-098	SERIAL NO. 09/807,692		
APPLICANT Motokazu WATANABE, et al.							
FILING DATE April 17, 2001				GROUP 1753			
U.S. PATENT DOCUMENTS							
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ₂ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		US 5,897,995	4/27/99	Vroemen et al.			
		US 4,098,972	7/4/78	Ogawa et al.			
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FOREIGN PATENT DOCUMENTS							
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number +-Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation	
						Yes	No
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					
EXAMINER				DATE CONSIDERED			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.